

before the committee to testify. To the extent that a witness designated by a member cannot be scheduled to testify during the time set aside for the hearing, a special time will be set aside for the witness to testify if the member designating that witness is available at that time to chair the hearing.

Rule 15. Audiences.—Persons admitted into the audience for open hearings of the committee shall conduct themselves with the dignity, decorum, courtesy and propriety traditionally observed by the Senate. Demonstrations of approval or disapproval of any statement or act by any member or witness are not allowed. Persons creating confusion or distractions or otherwise disrupting the orderly proceeding of the hearing shall be expelled from the hearing.

Rule 16. Broadcasting of Hearings.—(a) Broadcasting of open hearings by television or radio coverage shall be allowed upon approval by the chairman of a request filed with the staff director not later than noon of the day before the day on which such coverage is desired.

(b) If such approval is granted, broadcasting coverage of the hearing shall be conducted unobtrusively and in accordance with the standards of dignity, propriety, courtesy and decorum traditionally observed by the Senate.

(c) Equipment necessary for coverage by television and radio media shall not be installed in, or removed from, the hearing room while the committee is in session.

(d) Additional lighting may be installed in the hearing room by the media in order to raise the ambient lighting level to the lowest level necessary to provide adequate television coverage of the hearing at the then current state of the art of television coverage.

(e) The additional lighting authorized by subsection (d) of this rule shall not be directed into the eyes of any members of the committee or of any witness, and at the request of any such member or witness, offending lighting shall be extinguished.

(f) No witness shall be required to be photographed at any hearing or to give testimony while the broadcasting (or coverage) of that hearing is being conducted. At the request of any such witness who does not wish to be subjected to radio or television coverage, all equipment used for coverage shall be turned off.

Rule 17. Subcommittees.—(a) The chairman, subject to the approval of the committee, shall appoint legislative subcommittees. All legislation shall be kept on the full committee calendar unless a majority of the members present and voting agree to refer specific legislation to an appropriate subcommittee.

(b) The chairman may limit the period during which House-passed legislation referred to a subcommittee under paragraph (a) will remain in that subcommittee. At the end of that period, the legislation will be restored to the full committee calendar. The period referred to in the preceding sentences should be 6 weeks, but may be extended in the event that adjournment or a long recess is imminent.

(c) All decisions of the chairman are subject to approval or modification by a majority vote of the committee.

(d) The full committee may at any time by majority vote of those members present discharge a subcommittee from further consideration of a specific piece of legislation.

(e) Because the Senate is constitutionally prohibited from passing revenue legislation originating in the Senate, subcommittees may mark up legislation originating in the Senate and referred to them under Rule 16(a) to develop specific proposals for full committee consideration but may not report such legislation to the full committee. The preceding sentence does not apply to nonrevenue legislation originating in the Senate.

(f) The chairman and ranking minority members shall serve as nonvoting *ex officio* members of the subcommittees on which they do not serve as voting members.

(g) Any member of the committee may attend hearings held by any subcommittee and question witnesses testifying before that subcommittee.

(h) Subcommittee meeting times shall be coordinated by the staff director to insure that—

(1) no subcommittee meeting will be held when the committee is in executive session, except by unanimous consent;

(2) no more than one subcommittee will meet when the full committee is holding hearings; and

(3) not more than two subcommittees will meet at the same time.

Notwithstanding paragraphs (2) and (3), a subcommittee may meet when the full committee is holding hearings and two subcommittees may meet at the same time only upon the approval of the chairman and the ranking minority member of the committee and subcommittees involved.

(i) All nominations shall be considered by the full committee.

(j) The chairman will attempt to schedule reasonably frequent meetings of the full committee to permit consideration of legislation reported favorably to the committee by the subcommittees.

Rule 18. Transcripts of Committee Meetings.—An accurate record shall be kept of all markups of the committee, whether they be open or closed to the public. This record, marked as "uncorrected," shall be available for inspection by Members of the Senate, or members of the committee together with their staffs, at any time. This record shall not be published or made public in any way except:

(a) By majority vote of the committee after all members of the committee have had a reasonable opportunity to correct their remarks for grammatical errors or to accurately reflect statements made.

(b) Any member may release his own remarks made in any markup of the committee provided that every member or witness whose remarks are contained in the released portion is given a reasonable opportunity before release to correct their remarks.

Notwithstanding the above, in the case of the record of an executive session of the committee that is closed to the public pursuant to Rule XXVI of the Standing Rules of the Senate, the record shall not be published or made public in any way except by majority vote of the committee after all members of the committee have had a reasonable opportunity to correct their remarks for grammatical errors or to accurately reflect statements made.

Rule 19. Amendment of Rules.—The foregoing rules may be added to, modified, amended or suspended at any time.●

## EXECUTIVE SESSION

### EXECUTIVE CALENDAR

Mr. MACK. Mr. President, I ask unanimous consent that the Senate immediately proceed to executive session to consider the following nominations on the Executive Calendar: Nos. 10 through 13, and all nominations on the Secretary's desk in the Air Force, Army, Marine Corps, and Navy.

I further ask unanimous consent that the nominations be confirmed, the motion to reconsider be laid upon the table, any statements relating to the nominations appear at the appropriate place in the RECORD, the President be

immediately notified of the Senate's action, and the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

#### IN THE AIR FORCE

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

#### To be brigadier general

Col. James B. Armor, Jr., 0000  
Col. Barbara C. Brannon, 0000  
Col. David M. Cannan, 0000  
Col. Richard J. Casey, 0000  
Col. Kelvin R. Coppock, 0000  
Col. Kenneth M. Decuir, 0000  
Col. Arthur F. Diehl, III, 0000  
Col. Lloyd E. Dodd, Jr., 0000  
Col. Bob D. Dulaney, 0000  
Col. Felix Dupre, 0000  
Col. Robert J. Elder, Jr., 0000  
Col. Frank R. Faykes, 0000  
Col. Thomas J. Fiscus, 0000  
Col. Paul J. Fletcher, 0000  
Col. John H. Folkerts, 0000  
Col. William M. Fraser, III, 0000  
Col. Stanley Gorenc, 0000  
Col. Michael C. Gould, 0000  
Col. Paul M. Hankins, 0000  
Col. Elizabeth A. Harrell, 0000  
Col. Peter J. Hennessey, 0000  
Col. William W. Hodges, 0000  
Col. Donald J. Hoffman, 0000  
Col. William J. Jabour, 0000  
Col. Thomas P. Kane, 0000  
Col. Claude R. Kehler, 0000  
Col. Frank G. Klotz, 0000  
Col. Robert H. Latiff, 0000  
Col. Michael G. Lee, 0000  
Col. Robert E. Mansfield, Jr., 0000  
Col. Henry A. Obering, III, 0000  
Col. Lorraine K. Potter, 0000  
Col. Neal T. Robinson, 0000  
Col. Robin E. Scott, 0000  
Col. Norman R. Seip, 0000  
Col. Bernard K. Skoch, 0000  
Col. Robert L. Smolen, 0000  
Col. Joseph P. Stein, 0000  
Col. Jerald D. Stubbs, 0000  
Col. Kevin J. Sullivan, 0000  
Col. James P. Totsch, 0000  
Col. Mark A. Volcheff, 0000  
Col. Mark A. Welsh, III, 0000  
Col. Stephen G. Wood, 0000  
Col. Donald C. Wurster, 0000

The following Air National Guard of the United States officer for appointment in the Reserve of the Air Force, to the grade indicated under title 10, U.S.C., section 12203:

#### To be brigadier general

Col. Michael B. Smith, 0000

#### IN THE MARINE CORPS

The following named officer for appointment in the Reserve of the United States Marine Corps to the grade indicated under title 10, U.S.C., section 12203:

#### To be major general

Brig. Gen. Leo V. Williams, III, 0000

#### IN THE AIR FORCE

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

#### To be major general

Brig. Gen. John R. Baker, 0000  
Brig. Gen. John D. Becker, 0000

Brig. Gen. Robert F. Behler, 0000  
 Brig. Gen. Scott C. Bergren, 0000  
 Brig. Gen. Paul L. Bielowicz, 0000  
 Brig. Gen. Franklin J. Blaisdell, 0000  
 Brig. Gen. Robert P. Bongiovi, 0000  
 Brig. Gen. Carrol H. Chandler, 0000  
 Brig. Gen. Michael M. Dunn, 0000  
 Brig. Gen. Thomas B. Goslin, Jr., 0000  
 Brig. Gen. Lawrence D. Johnston, 0000  
 Brig. Gen. Michael S. Kudlacz, 0000  
 Brig. Gen. Arthur J. Lichte, 0000  
 Brig. Gen. William R. Looney, II, 0000  
 Brig. Gen. Stephen R. Lorenz, 0000  
 Brig. Gen. T. Michael Moseley, 0000  
 Brig. Gen. Michael C. Mushala, 0000  
 Brig. Gen. Larry W. Northington, 0000  
 Brig. Gen. Everett G. Odgers, 0000  
 Brig. Gen. William A. Peck, Jr., 0000  
 Brig. Gen. Timothy A. Peppe, 0000  
 Brig. Gen. Richard V. Reynolds, 0000  
 Brig. Gen. Earnest O. Robbins, II, 0000  
 Brig. Gen. Randall M. Schmidt, 0000  
 Brig. Gen. Norton A. Schwartz, 0000  
 Brig. Gen. Todd I. Steward, 0000  
 Brig. Gen. George N. Williams, 0000

#### IN THE AIR FORCE, ARMY, MARINE CORPS, NAVY

Air Force nominations beginning Bruce R. Burnham, and ending Mahender Dudani, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nominations beginning Malcolm M. Dejnozka, and ending Gaelle J. Glickfield, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nominations beginning \*Les R. Folio, and ending Daniel J. Feeney, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nomination of Vincent J. Shiban, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nomination of Kymble L. McCoy, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nominations beginning Robert S. Andrews, and ending David J. Zollinger, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nominations beginning Richard L. Ayers, and ending William C. Wood, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Air Force nominations beginning Peter C. Atinopoulos, and ending George T. Zolovick, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning George L. Hancock, Jr., and ending Sidney W. Atkinson, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Samuel J. Boone, and ending Donna C. Weddle, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Frederic L. Borch III, and ending Stephanie D. Wilson, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nomination of Wendell C. King, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning George A. Amonette, and ending Kenneth R. Stolworthy, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning \*Craig J. Bishop, and ending David W. Niebuhr, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Dale G. Nelson, and ending Frank M. Swett, Jr., which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nomination of Dennis K. Lockard, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Stuart C. Pike, and ending Delance E. Wiegeler, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nomination of Franklin B. Weaver, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Thomas J. Semarge, and ending \*Jeffrey J. Fisher, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nomination of \*William J. Miluszusky, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nomination of \*Daniel S. Sullivan, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Christopher A. Acker, and ending X1910, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning George L. Adams, III, and ending Juanita H. Winfree, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Lisa Andersonlloyd, and ending Peter C. Zolper, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Mark O. Ainscough, and ending Arthur C. Zuleger, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Gregg T. Anders, and ending Carl C. Yoder, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Robert V. Adamson, and ending Jack W. Zimmerly, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Army nominations beginning Tim O. Reutter, and ending \*Jack M. Griffin, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Terry G. Robling, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Milton J. Staton, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Stephen W. Austin, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of William S. Tate, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Robert S. Barr, which was received by the Senate and

appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of John C. Lex, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Lance A. McDaniel, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Joseph M. Perry, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nomination of Myron P. Edwards, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Marine Corps nominations beginning David J. Abbott, and ending Kevin H. Winters, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

Navy nomination of Jose M. Gonzalez, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Navy nomination of Douglas L. Mayers, which was received by the Senate and appeared in the Congressional Record of February 3, 1999.

Navy nominations beginning Errol F. Becker, and ending Eduardo R. Morales, which nominations were received by the Senate and appeared in the Congressional Record of February 3, 1999.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

#### ORDERS FOR THURSDAY, MARCH 4, 1999

Mr. MACK. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m. on Thursday, March 4. I further ask that on Thursday, immediately following the prayer, the Journal of proceedings be approved to date, the morning hour be deemed to have expired, the time for the two leaders be reserved, and the Senate then begin a period of morning business until 11 a.m., with Senators permitted to speak for up to 5 minutes each, with the following exceptions: Senator GORTON, 20 minutes; Senator ABRAHAM, 20 minutes; Senator GRAHAM, 15 minutes; Senator WARNER, 10 minutes; Senator AKAKA, 5 minutes; and Senator MURRAY, 10 minutes.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. MACK. I further ask unanimous consent that following morning business, the Senate resume consideration of S. 280, the education flexibility partnership bill, and Senator BINGAMAN be recognized to offer an amendment regarding dropouts.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. MACK. Mr. President, for the information of all Senators, the Senate